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APPLICATION NO.	FILING DATE		FIRST NAMED INVENTOR		ATTORNEY DOCKET NO.
08/764,110	12/06/96	CHEN		Y	MW

NM21/0717

PETER C RICHARDSON PFIZER INC 235 EAST 42ND STREET NEW YORK NY 10017-5755 EXAMINER BERCH, M

ART UNIT PAPER NUMBER

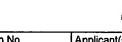
1611

DATE MAILED: 07/17/98

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks





Office Action Summary

Application No. 08/764,110 Applicant(s)

Chen

Examiner

Mark L. Berch

Group Art Unit 1611

X Responsive to communication(s) filed on 6/26/98						
★ This action is FINAL.						
Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle35 C.D. 11; 453 O.G. 213.						
A shortened statutory period for response to this action is set to expire longer, from the mailing date of this communication. Failure to respond within application to become abandoned. (35 U.S.C. § 133). Extensions of time may 37 CFR 1.136(a).	the period for response will cause the					
Disposition of Claim						
X Claim(s) <u>2-5, 8-10, 12-14, and 18-21</u>	is/are pending in the applicat					
Of the above, claim(s)	is/are withdrawn from consideration					
Claim(s)	is/are allowed.					
X Claim(s) <u>2-5, 8-10, 12-14, 18, 20, and 21</u>	is/are rejected.					
X Claim(s) <u>19</u>						
☐ Claims						
Application Papers ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-	948.					
☐ The drawing(s) filed on is/are objected to by the	e Examiner.					
☐ The proposed drawing correction, filed on is ☐ approved ☐disapproved.						
☐ The specification is objected to by the Examiner.						
☐ The oath or declaration is objected to by the Examiner.						
Priority under 35 U.S.C. § 119 Acknowledgement is made of a claim for foreign priority under 35 U.S.C. All Some* None of the CERTIFIED copies of the priority documents.						
received.						
received in Application No. (Series Code/Serial Number)						
received in this national stage application from the International Bu *Certified copies not received:						
**Certified copies not received: Acknowledgement is made of a claim for domestic priority under 35 U.S.						
Attachment(s)						
☐ Notice of References Cited, PTO-892						
☐ Information Disclosure Statement(s), PTO-1449, Paper No(s).	_					
☐ Interview Summary, PTO-413						
□ Notice of Draftsperson's Patent Drawing Review, PTO-948	·					
☐ Notice of Informal Patent Application, PTO-152						
SEE OFFICE ACTION ON THE FOLLOW!	NG PAGES					

Serial Number: 08/764,110

Art Unit: 1611

Continued Prosecution Application

The request filed on 6/28/98 for a Continued Prosecution Application (CPA) under 37 CFR 1.53(d) based on parent Application No. 08/764,110 is acceptable and a CPA has been established. An action on the CPA follows.

It is noted that no preliminary amendment was filed with the CPA.

Claim Rejections - 35 USC § 112

The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 20-21 are rejected, 35 USC 112, paragraph 1, for lack of enablement for such scope. The reasons were given previously in the actions of 7/25/97 and 3/26/98.

Claims 20-21 are rejected under 35 U.S.C. 112, first paragraph, as containing subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention. The reasons were given previously in the action of 3/28/98.

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Claims 20-21 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The reasons were given previously in the action of 3/28/98.

Claims 2-5, 8-10, 12-14, 18, 20-21 are rejected under 35 U.S.C. 112, paragraphs 1 and 2, as the claimed invention is not described, or is not described in such full, clear, and exact terms as to enable any person skilled in the art to make and use the same, and/or failing to particularly point out and distinctly claim the subject matter which applicant regards as his invention. The reasons were given previously in the action of 3/28/98.

Claims 2-5, 8-10, 12-14, 18, 20 and 21 are rejected as being drawn to an improper Markush groups for reasons set in the action of 7/25/97. Limiting the claims to pyrrolopyrimidines will overcome the rejection.

Claim 19 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

All claims are drawn to the same invention claimed in the parent application prior to the filing of this Continued Prosecution Application under 37 CFR 1.53(d) and could have been finally rejected on the grounds and art of record in the next Office action. Accordingly, THIS ACTION IS MADE FINAL even though it is a first action

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after the filing under 37 CFR 1.53(d). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Mark L. Berch whose telephone number is 703-308-

Mark L. Berch

4718.

Primary Examiner

Group 1610 - Art Unit 1611

July 16, 1998